



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

SEP 20 2005

REPLY TO THE ATTENTION OF  
(AE-17)

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Jay Armstrong, President  
Trialco, Inc.  
900 East 14<sup>th</sup> Street  
Chicago Heights, Illinois 60411

Re: In the Matter of Trialco, Inc., Chicago Heights, Illinois  
Secondary Aluminum Facility  
Docket No. CAA-05- 2005 0049 *JBW*

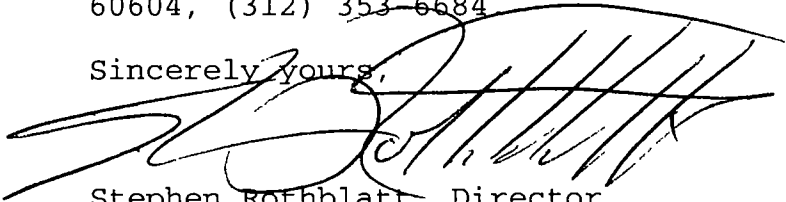
Dear Mr. Armstrong:

Enclosed herein is a Complaint and Notice of Opportunity for Hearing filed against Trialco, Inc. (Trialco), with regard to its secondary aluminum production facility located at 900 East 14<sup>th</sup> Street, Chicago Heights, Illinois, pursuant to Section 113(d) of the Clean Air Act (Act), 42 U.S.C. § 7413(d). It is alleged in the Complaint that Trialco failed to comply with testing, operating, monitoring, recordkeeping and reporting requirements, in violation of Section 112 of the Act, 42 U.S.C. § 7412, and the applicable regulations set forth at 40 C.F.R. §§ 63.6(e)(3), 63.10(b), 63.1506(b)(1) and (2), 63.1510(b), 63.1510(c), 63.1510(d), 63.1510(f), 63.1510(h), 63.1510(i), 63.1510(j), 63.1510(t) or 63.1510(u), 63.1511(b), 63.1512(d), 63.1515(b), 63.1516(a), and 63.1517(a).

We call your attention to that part of the Complaint entitled "Opportunity to Request a Hearing." You are entitled to respond to this Complaint within 30 days of receipt, or the proposed civil penalty shall become due and payable 60 days after a final Order is issued upon default.

For additional information or clarification of any issue regarding this matter, you may contact Alan Walts, Associate Regional Counsel (C-14J), 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 353-8894, or Bonnie J. Bush, Environmental Engineer, 77 West Jackson Boulevard (AE-17J), Chicago, Illinois 60604, (312) 353-6684.

Sincerely yours,

A large, stylized handwritten signature in black ink, appearing to read 'S. Rothblatt', is written over the 'Sincerely yours,' text.

Stephen Rothblatt, Director  
Air and Radiation Division

Enclosures

cc: Julie Armitage, Section Manager  
Compliance and Systems Management Section  
Bureau of Air  
Illinois Environmental Protection Agency  
1021 North Grand Avenue  
Springfield, Illinois 62702

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

IN THE MATTER OF:

Trialco, Inc.  
Chicago Heights, Illinois

Respondent.

) Docket No. CAA-05- 2005 0049  
)  
) Proceeding to Assess a Civil  
) Penalty under Section 113(d)  
) of the Clean Air Act,  
) 42 U.S.C. § 7413(d)  
)  
)

Administrative Complaint

1. This is an administrative proceeding to assess a civil penalty under Section 113(d) of the Clean Air Act (the Act), 42 U.S.C. § 7413(d).

2. The Complainant is, by lawful delegation, the Director of the Air and Radiation Division, United States Environmental Protection Agency (U.S. EPA), Region 5, Chicago, Illinois.

3. The Respondent is Trialco, Inc. (Trialco), a corporation doing business in Illinois.

Statutory and Regulatory Background

4. Under Section 112 of the Act, the Administrator of U.S. EPA promulgated the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Secondary Aluminum Production at 40 C.F.R. §§ 63.1500 through 63.1519.

5. The NESHAP, at 40 C.F. R. § 63.1500, applies to the owner or operator of each secondary aluminum production facility as defined in § 63.1503. Specifically, the NESHAP applies to Trialco's two Group 1 melting furnaces with lime-injected baghouse.

6. The NESHAP, at 40 C.F.R. § 63.1501(a), requires the owner or operator of an existing affected source to comply with the requirements of this subpart by March 24, 2003.

7. The NESHAP, at 40 C.F.R. § 63.1503, defines Group 1 furnaces as furnaces of any design that melt, hold, or process aluminum that contains paint, lubricants, coatings, or other foreign materials with or without reactive fluxing, or process clean charge with reactive fluxing.

8. The NESHAP, at 40 C.F.R. § 63.1503, defines an existing secondary aluminum processing unit (SAPU) as all existing group 1 furnaces and all existing in-line fluxers within a secondary aluminum production facility. Each existing group 1 furnace or existing in-line fluxer is considered an emission unit within a secondary aluminum processing unit.

9. The NESHAP, at 40 C.F.R. § 63.1505(a), requires an owner or operator of a new or existing affected source to comply with each applicable limit in this section.

10. The NESHAP, at 40 C.F.R. § 63.1505(i)(3), specifies an emission limit of 15 mcg of D/F (dioxins/furans) TEQ (toxic equivalency factor) per Mg ( $2.1 \times 10^{-4}$  gr of D/F TEQ per ton) of feed/charge from a group 1 furnace at a secondary aluminum production facility that is a major or area source.

11. The NESHAP, at 40 C.F.R. § 63.1506(a), specifies that on and after the date on which the initial performance test is conducted or required to be conducted, whichever date is earlier, the owner or operator must operate all new and existing affected sources and control equipment according to the requirements in

this section.

12. The NESHAP, at 40 C.F.R. § 63.1506(b), specifies that the owner or operator must provide and maintain easily visible labels posted at each group 1 furnace according to the requirements in this section.

13. The NESHAP, at 40 C.F.R. § 63.1506(m)(1), specifies that the owner or operator of a group 1 furnace controlled by a lime-injected fabric filter must, if a bag leak detection system is used, initiate corrective action within 1 hour of a bag leak detection system alarm, complete the corrective action procedures in accordance with the OM&M (operation, maintenance and monitoring) plan, and operate each fabric filter system such that the bag leak detection system alarm does not sound more than 5 percent of the operating time during a 6-month block reporting period.

14. The NESHAP, at 40 C.F.R. § 63.1506(m)(3), specifies that the owner or operator of a group 1 furnace controlled by a lime-injected fabric filter must, if a bag leak detection system is used, maintain the 3-hour block average inlet temperature for each fabric filter at or below the average temperature established during the performance test, plus 14°C (plus 25°F).

15. The NESHAP, at 40 C.F.R. § 63.1510(a), specifies that on and after the compliance date established by § 63.1501, the owner or operator of a new or existing affected source or emission unit must monitor all control equipment and processes according to the requirements in 40 C.F.R. § 63.1510.

16. The NESHAP, at 40 C.F.R. § 63.1510(b), specifies that

the owner or operator must prepare and implement for each new or existing affected source and emission unit, a written operation, maintenance, and monitoring (OM&M) plan, which must be submitted to the permitting authority by the compliance date established by § 63.1501(a) and must include the information specified by 40 C.F.R. § 63.1510(b).

17. The NESHAP, at 40 C.F.R. § 63.1510(d), specifies that the owner or operator must install, operate, and maintain a capture/collection system for each affected source and emission unit equipped with an add-on air pollution control device, must inspect each capture/collection system once a year, and must record the results.

18. The NESHAP, at 40 C.F.R. § 63.1510(f), specifies that the owner or operator of an affected source or emission unit using a fabric filter or lime-injected fabric filter to comply with the requirements of this subpart must install, calibrate, maintain, and continuously operate a bag leak detection system or a continuous opacity monitor as required in this section.

19. The NESHAP, at 40 C.F.R. § 63.1510(h), specifies that the owner/operator of a group 1 furnace using a lime-injected fabric filter to comply must monitor fabric filter inlet temperature as required in this section.

20. The NESHAP, at 40 C.F.R. § 63.1510(i), specifies that the owner/operator of an affected source or emission unit using a lime-injected fabric filter to comply must monitor lime injection as required in this section.

21. The NESHAP, at 40 C.F.R. § 63.1510(j), specifies that

the owner or operator of a group 1 furnace must measure and record the weight of gaseous or liquid reactive flux injected to each affected source and emission unit, and must calculate and record the gaseous, liquid and/or solid reactive flux injection rate, as required in this section.

22. The NESHAP, at 40 C.F.R. § 63.1510(s), specifies that the owner or operator of a secondary aluminum processing unit at a facility must include in the OM&M plan the information specified in this section.

23. The NESHAP, at 40 C.F.R. § 63.1510(t), specifies that, except as provided in paragraph (u) of this section, the owner or operator must calculate and record the 3-day, 24-hour rolling average emissions of PM, HCL, and D/F for each secondary aluminum processing unit on a daily basis according to the procedures specified in this section.

24. The NESHAP, at 40 C.F.R. § 63.1510(u), specifies that as an alternative to paragraph (t) of this section, an owner or operator may demonstrate, through performance tests, that each individual emission unit within the secondary aluminum production unit is in compliance with the applicable emission limits for the emission unit.

25. The NESHAP, at 40 C.F.R. § 63.1511(a), specifies that the owner/operator must submit a site-specific test plan prior to conducting any performance testing.

26. The NESHAP, at 40 C.F.R. § 63.1511(b), specifies that the owner or operator of any existing affected source for which an initial performance test is required to demonstrate compliance



must conduct this initial performance test no later than the date for compliance established by § 63.1501(a).

27. The NESHAP, at 40 C.F.R. § 63.1515(b), specifies that each owner or operator of an existing affected source must submit a notification of compliance status report within 60 days after the compliance date established by § 63.1501(a), according to the requirements of this section.

28. The NESHAP, at 40 C.F.R. § 63.1516(a), specifies that each owner or operator must develop and implement a written plan, as described in this section and § 63.6(e)(3), containing specific procedures to be followed for operating and maintaining the source during periods of startup, shutdown, and malfunction, and including corrective actions to address malfunctions (SSM Plan).

29. The NESHAP, at 40 C.F.R. § 63.1517(a), specifies that, as required by § 63.10(b), the owner or operator shall maintain files of all information (including all reports and notifications) required by the general provisions and this subpart.

30. The Administrator of U.S. EPA (the Administrator) may assess a civil penalty of up to \$27,500 per day of violation up to a total of \$220,000 for violations that occurred from January 31, 1997 through March 15, 2004, and may assess a civil penalty of up to \$32,500 per day of violation up to a total of \$270,000 for violations that occurred after March 15, 2004 under Section 113(d)(1) of the Act, 42 U.S.C. § 7413(d)(1), and 40 C.F.R. Part 19 (2004).

31. Section 113(d)(1) limits the Administrator's authority to matters where the first alleged date of violation occurred no more than 12 months prior to initiation of the administrative action, except where the Administrator and Attorney General of the United States jointly determine that a matter involving a longer period of violation is appropriate for an administrative penalty action.

32. The Administrator and the Attorney General of the United States, each through their respective delegates, have determined jointly that an administrative penalty action is appropriate for the period of violations alleged in this complaint.

#### **General Allegations**

33. Paragraphs 1-32 are incorporated herein by reference.

34. The Respondent in this proceeding is Trialco, Inc.

35. Respondent is a "person" as defined at Section 302(e) of the Act, 42 U.S.C. § 7602(e).

36. Respondent is an Illinois corporation with a place of business located at 900 East 14<sup>th</sup> Street, Chicago Heights, Illinois.

37. Respondent owns and operates a Secondary Aluminum Production facility at the Chicago Heights location.

38. Respondent's Chicago Heights plant is subject to certain requirements at 40 C.F.R. part 63, subparts A and RRR.

39. Respondent was operating two Group I furnaces at the time the Secondary Aluminum NESHAP was promulgated on March 23, 2000.

40. Respondent continues to operate two furnaces that are existing Group 1 furnaces pursuant to Subpart RRR.

41. Respondent's Group 1 furnaces constitute a SAPU pursuant to Subpart RRR.

42. Respondent's Group 1 furnaces are controlled by a common baghouse, which is a lime-injected fabric filter.

43. Respondent's Group 1 furnaces are subject to the emission standards for D/F at 40 C.F.R. § 63.1505(i)(3).

44. Respondent's Group 1 furnaces and baghouse are subject to the operating requirements at 40 C.F.R. § 63.1506.

45. Respondent's Group 1 furnaces and baghouse are subject to the monitoring requirements at 40 C.F.R. § 63.1510.

46. Respondent's Group 1 furnaces and baghouse are subject to the testing requirements at 40 C.F.R. §§ 63.1511 and 63.1512.

47. Respondent is subject to the notification requirements at 40 C.F.R. § 63.1515.

48. Respondent is subject to the reporting requirements at 40 C.F.R. § 63.1516.

49. Respondent is subject to the recordkeeping requirements at 40 C.F.R. § 63.1517.

50. Respondent is subject to the General Provisions of Part 63 at 40 C.F.R. §§ 63.1 through 63.15 (Subpart A) according to 40 C.F.R. § 63.1518 and Table 2 to Subpart RRR of Part 63, including, but not limited to, compliance with standards and maintenance requirements at § 63.6, performance test requirements at § 63.7, monitoring requirements at § 63.8, and recordkeeping and reporting requirements at § 63.10.

**Count I****Testing Violation**

51. Complainant incorporates paragraphs 1 through 50 of this complaint, as if set forth in this paragraph.

52. Respondent failed to conduct initial performance tests on its Group 1 furnaces on or before the March 24, 2003, compliance date.

53. Respondent's failure to conduct initial performance tests on its Group 1 furnaces violated the testing provisions of the NESHAP, at 40 C.F.R. §§ 63.1511(b) and 63.1512(d).

**Count II****Operating Violation**

54. Complainant incorporates paragraphs 1 through 50 of this Complaint, as if set forth in this paragraph.

55. Respondent failed to provide and maintain labels at each Group 1 furnace according to the requirements of 40 C.F.R. § 63.1506(b)(1) and (2).

56. Respondent's failure to provide and maintain labels at each Group 1 furnace violated the operating provisions of the NESHAP, at 40 C.F.R. § 63.1506(b)(1) and (2).

**Count III****Monitoring Violations**

57. Complainant incorporates paragraphs 1 through 50 of this Complaint, as if set forth in this paragraph.

58. Respondent did not maintain an OM&M plan for its SAPU, as described at 40 C.F.R. § 63.1510(b). No OM&M plan was available for inspection and review at an April 2004 U.S. EPA

inspection, and no OM&M plan was provided by Respondent following this inspection.

59. Respondent's failure to maintain an OM&M plan for its SAPU violated the monitoring provisions of the NESHAP, at 40 C.F.R. §§ 63.1510(b), 63.1517(a), and 63.10(b).

60. Respondent failed to conduct monthly inspections of the labels as required at 40 C.F.R. § 63.1506(b).

61. Respondent's failure to conduct monthly inspections of the labels violated 40 C.F.R. § 63.1510(c).

62. Respondent failed to inspect each capture/collection system for each Group 1 furnace once each calendar year and record the results, in violation of 40 C.F.R. § 63.1510(d).

63. Respondent failed to install, calibrate, maintain, and continuously operate either a bag leak detection system or a continuous opacity monitoring system at the lime-injected fabric filter controlling the Group 1 furnaces by the March 24, 2003, compliance date, in violation of 40 C.F.R. § 63.1510(f).

64. Respondent failed to install, calibrate, maintain, and operate a device to continuously monitor and record the inlet temperature to the lime-injected fabric filter by the March 24, 2003, compliance date, in violation of 40 C.F.R. § 63.1510(h).

65. Respondent failed to monitor lime injection at the lime-injected fabric filter by the March 24, 2003, compliance date, in violation of 40 C.F.R. § 63.1510(i).

66. Respondent failed to install, calibrate, operate, and maintain a device to continuously measure and record the weight of gaseous or liquid reactive flux injected to each Group 1

furnace by the March 24, 2003, compliance date, according to the requirements of 40 C.F.R. § 63.1510(j), in violation of 40 C.F.R. § 63.1510(j).

67. Respondent failed to either calculate and record the 3-day, 24-hour rolling average emissions of D/F for each SAPU on a daily basis according to the procedures specified at 40 C.F.R. § 63.1510(t) or demonstrate by the compliance date, through performance tests, that each individual emission unit within the secondary aluminum production unit is in compliance with the applicable emission limits for the emission unit, in violation of 40 C.F.R. § 63.1510(t) or 40 C.F.R. § 63.1510(u).

#### **Count IV**

##### Notification Violation

68. Complainant incorporates paragraphs 1 through 50 of this Complaint, as if set forth in this paragraph.

69. Respondent failed to submit a notification of compliance status by May 23, 2004.

70. Respondent's failure to submit a timely notification of compliance status violates 40 C.F.R. § 63.1515(b).

#### **Count V**

##### Recordkeeping Violation

71. Complainant incorporates paragraphs 1 through 50 of this Complaint, as if set forth in this paragraph.

72. Respondent did not maintain an SSM Plan, in violation of 40 C.F.R. §§ 63.1516(a), 63.1517(a), and 63.6(e)(3). No SSM Plan was available for inspection and review at an April 2004 U.S. EPA inspection, and no SSM Plan was provided by Respondent

following this inspection.

**Proposed Civil Penalty**

73. The Administrator must consider the factors specified in Section 113(e) of the Act when assessing an administrative penalty under Section 113(d). 42 U.S.C. § 7413(e).

74. Based upon an evaluation of the facts alleged in this complaint and the factors in Section 113(e) of the Act, Complainant proposes that the Administrator assess a civil penalty against Respondent of \$165,746. Complainant evaluated the facts and circumstances of this case with specific reference to U.S. EPA's Clean Air Act Stationary Source Penalty Policy dated October 25, 1991 (penalty policy). Enclosed with this complaint is a copy of the penalty policy.

75. Complainant developed the proposed penalty based on the best information available to Complainant at this time. Complainant may adjust the proposed penalty if the Respondent establishes bona fide issues of ability to pay or other defenses relevant to the penalty's appropriateness.

**Rules Governing This Proceeding**

76. The *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits* (the Consolidated Rules) at 40 C.F.R. Part 22 (2004) govern this proceeding to assess a civil penalty. Enclosed with the complaint served on Respondent is a copy of the Consolidated Rules.

**Filing and Service of Documents**

77. Respondent must file with the Regional Hearing Clerk

the original and one copy of each document Respondent intends as part of the record in this proceeding. The Regional Hearing Clerk's address is:

Regional Hearing Clerk (E-19J)  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3511

78. Respondent must serve a copy of each document filed in this proceeding on each party pursuant to Section 22.5 of the Consolidated Rules. Complainant has authorized Alan Walts to receive any answer and subsequent legal documents that Respondent serves in this proceeding. You may telephone Alan Walts at (312) 886-8894. Alan Walts' address is:

Alan Walts (C-14J)  
Associate Regional Counsel  
Office of Regional Counsel  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3511

**Penalty Payment**

79. Respondent may resolve this proceeding at any time by paying the proposed penalty by certified or cashier's check payable to "Treasurer, the United States of America", and by delivering the check to:

U.S. Environmental Protection Agency  
Region 5  
P.O. Box 70753  
Chicago, Illinois 60673

Respondent must include the case name and docket number on the check and in the letter transmitting the check. Respondent simultaneously must send copies of the check and transmittal letter to Alan Walts and to:

Attn: Compliance Tracker, (AE-17J)



Air Enforcement and Compliance Assurance Branch  
Air and Radiation Division  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3511

**Opportunity to Request a Hearing**

80. The Administrator must provide an opportunity to request a hearing to any person against whom the Administrator proposes to assess a penalty under Section 113(d)(2) of the Act, 42 U.S.C. § 7413(d)(2). Respondent has the right to request a hearing on any material fact alleged in the complaint, or on the appropriateness of the proposed penalty, or both. To request a hearing, Respondent must specifically make the request in its answer, as discussed in paragraphs 81 through 86 below.

**Answer**

81. Respondent must file a written answer to this complaint if Respondent contests any material fact of the complaint; contends that the proposed penalty is inappropriate; or contends that it is entitled to judgment as a matter of law. To file an answer, Respondent must file the original written answer and one copy with the Regional Hearing Clerk at the address specified in paragraph 77, above, and must serve copies of the written answer on the other parties.

82. If Respondent chooses to file a written answer to the complaint, it must do so within 30 calendar days after receiving the complaint. In counting the 30-day time period, the date of receipt is not counted, but Saturdays, Sundays, and federal legal holidays are counted. If the 30-day time period expires on a Saturday, Sunday, or federal legal holiday, the time period

extends to the next business day.

83. Respondent's written answer must clearly and directly admit, deny, or explain each of the factual allegations in the complaint; or must state clearly that Respondent has no knowledge of a particular factual allegation. Where Respondent states that it has no knowledge of a particular factual allegation, the allegation is deemed denied.

84. Respondent's failure to admit, deny, or explain any material factual allegation in the complaint constitutes an admission of the allegation.

85. Respondent's answer must also state:

- a. the circumstances or arguments which Respondent alleges constitute grounds of defense;
- b. the facts that Respondent disputes;
- c. the basis for opposing the proposed penalty; and
- d. whether Respondent requests a hearing as discussed in paragraph 80 above.

86. If Respondent does not file a written answer within 30 calendar days after receiving this complaint the Presiding Officer may issue a default order, after motion, under Section 22.17 of the Consolidated Rules. Default by Respondent constitutes an admission of all factual allegations in the complaint and a waiver of the right to contest the factual allegations. Respondent must pay any penalty assessed in a default order without further proceedings 30 days after the order becomes the final order of the Administrator of U.S. EPA under Section 22.27(c) of the Consolidated Rules.

**Settlement Conference**

87. Whether or not Respondent requests a hearing, Respondent may request an informal settlement conference to discuss the facts of this proceeding and to arrive at a settlement. To request an informal settlement conference, Respondent may contact Alan Walts at the address or phone number specified in paragraph 78, above.

88. Respondent's request for an informal settlement conference does not extend the 30 calendar day period for filing a written answer to this complaint. Respondent may pursue simultaneously the informal settlement conference and the adjudicatory hearing process. U.S. EPA encourages all parties facing civil penalties to pursue settlement through an informal conference. U.S. EPA, however, will not reduce the penalty simply because the parties hold an informal settlement conference.

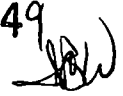
**Continuing Obligation to Comply**

89. Neither the assessment nor payment of a civil penalty will affect Respondent's continuing obligation to comply with the Act and any other applicable federal, state, or local law.

9/20/2005  
Date



Stephen Rothblatt, Director  
Air and Radiation Division  
U.S. Environmental Protection  
Agency, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3511

CAA-05- 2005 0049  


In the Matter of Trialco, Inc.

Docket No.

CAA-05- 2005

0049

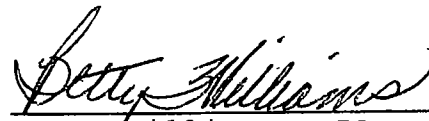
CERTIFICATE OF SERVICE

I, Betty Williams, certify that I hand delivered the original and one copy of the Administrative Complaint, docket number ~~CAA-05- 2005~~ 0049 to the Regional Hearing Clerk, Region 5, United States Environmental Protection Agency, and that I mailed correct copies of the Administrative Complaint, copies of the *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits* at 40 C.F.R. Part 22, and copies of the penalty policy described in the Administrative Complaint by first-class, postage prepaid, certified mail, return receipt requested, to the Respondent and Respondent's Counsel by placing them in the custody of the United States Postal Service addressed as follows:

Jay Armstrong, President  
Trialco, Inc.  
900 East 14<sup>th</sup> Street  
Chicago Heights, Illinois 60411

Julie Armitage, Section Manager  
Compliance and Systems Management Section  
Bureau of Air  
Illinois Environmental Protection Agency  
1021 North Grand Avenue  
Springfield, Illinois 62702

on the 20<sup>th</sup> day of September, 2005.

  
Betty Williams, APA  
AECAS (IL/IN)

CERTIFIED MAIL RECEIPT NUMBER: 7001 0320 0006 0295 2874

In the Matter of Trialco, Inc.  
Docket No.

CAA-05- 2005 00-49 JBW

CERTIFICATE OF SERVICE

I, Betty Williams, certify that I hand delivered the original and one copy of the Administrative Complaint, docket number CAA-05- 2005 00-49 JBW to the Regional Hearing Clerk, Region 5, United States Environmental Protection Agency, and that I mailed correct copies of the Administrative Complaint, copies of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits at 40 C.F.R. Part 22, and copies of the penalty policy described in the Administrative Complaint by first-class, postage prepaid, certified mail, return receipt requested, to the Respondent and Respondent's Counsel by placing them in the custody of the United States Postal Service addressed as follows:

Jay Armstrong, President  
Trialco, Inc.  
900 East 14<sup>th</sup> Street  
Chicago Heights, Illinois 60411

Julie Armitage, Section Manager  
Compliance and Systems Management Section  
Bureau of Air  
Illinois Environmental Protection Agency  
1021 North Grand Avenue  
Springfield, Illinois 62702

on the 20<sup>th</sup> day of September, 2005.



Betty Williams, APA  
AECAS (IL/IN)

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